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**MAY 21 2008****FACSIMILE COVER SHEET**

DATE: May 21, 2008

TO: Examiner Cherie Michelle Woodward  
TC Art Unit: 1647

Fax No.: (571) 273 8300

FROM: Holliday C. Heine, Ph.D.

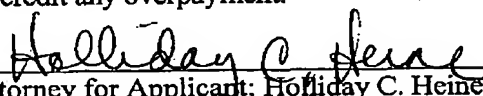
No. of pages transmitted  
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Our File: ERI-147XX

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Sent by: Amy Heit

Application No. 10/589,687  
Filed Date: August 17, 2006  
Confirmation No.: 9909A confirmation copy of this transmission will not be mailed unless the following is checked: ☐  
MESSAGEPLEASE DELIVER DIRECTLY TO:  
EXAMINER CHERIE MICHELLE WOODWARD, Tel. (571) 272-3329  
TC ART UNIT NO: 1647**FOR ENTRY**Enclosed for filing please find a: Amendment Transmittal; Amendment in  
Response to 4/21/08 Restriction RequirementThe Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.  
Attorney for Applicant: Holliday C. Heine, Ph.D.  
Registration No. 34,346

367222.1

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Application No.: 10/589,687  
 Filed: August, 17, 2006  
 TC Art Unit: 1647  
 Confirmation No.: 9909

Rev 09/07

**WEINGARTEN, SCHURGIN, GAGNEBIN & LEOVICI LLP**  
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**COMMISSIONER FOR PATENTS**  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Date: May 21, 2008

Attorney  
 Docket No.: ERI-147XX

Sir:

In re application of: **Andrius Kazlauskas et al.**Entitled: **DIAGNOSIS OR TREATMENT OF ENDOTHELIAL CELL DYSFUNCTION RELATED DISEASES**

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17(e).  
☐ Enter the unentered amendment previously filed on per §1.116.
- ☒ **Small Entity Status is asserted.**
- ☐ A Petition for Extension of Time for month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$ ) per §1.17.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	1 - 4	= 0	x \$210.00 =	0
Total	13 - 29	= 0	x \$ 50.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$370.00 =	0
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				0
TOTAL ADDITIONAL FEE				0

- ☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$ ) for the cost of same.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Cherie Michelle Woodward, TC Art Unit 1647, Fax No. (571) 273 8300, on May 21, 2008.

Holliday C. Heine  
 Attorney of Record Holliday C. Heine, Ph.D.  
 Registration No.: 34,346

HCH/af/367223.1

PATENT

Rev 02/07

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED  
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MAY 21 2008**

In re application : Andrius Kazlauskas et al.  
Application No. : 10/589,687  
Filed : August 17, 2006  
Confirmation No. : 9909  
For : DIAGNOSIS AND TREATMENT OF ENDOTHELIAL  
CELL DYSFUNCTION RELATED DISEASES  
Examiner : Cherie Michelle Woodward  
Attorney's Docket : ERI-147XX

TC Art Unit: 1647

\*\*\*\*\*  
\*  
I hereby certify that this correspondence is being sent via  
facsimile to Examiner Cherie Michelle Woodward, TC Art Unit  
1647, Fax No. (571) 273 8300, on May 21, 2008.

By: Holliday C. Heine

Holliday C. Heine, Ph.D.  
Registration No. 34,346  
Attorney for Applicant(s)

\*\*\*\*\*  
\*

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 21, 2008  
(Restriction Requirement), please amend the above-identified  
patent application as follows.

WEINGARTEN, SCHURIN,  
GAGHERIN & LEBOVICI LLP  
TEL. (617) 542-2290  
FAX. (617) 451-0313